

REMARKS

I. Introduction

Claims 12 to 25 are pending in the present application. In view of the following remarks, it is respectfully submitted that all of the presently pending claims are allowable, and reconsideration is respectfully requested.

II. Rejection of Claims 12 to 25 Under 35 U.S.C. § 112, First Paragraph

Claims 12 to 25 were rejected under 35 U.S.C. § 112, first paragraph, as to the written description requirement.

The Office Action at page 3 states that “[t]he specification teaches of selectively deactivating the transmitting devices, [but] it does not teach of selectively attenuating and selectively amplifying the signal level of each transmitter device.” Applicants respectfully disagree. In this regard, the Specification states, for example, at page 2, line 30 to page 3, line 7:

In addition, it is also possible to weight the signal levels for selecting the active transmitting device, e.g., in order to compensate for the very loud or very soft talking of a vehicle occupant, so that complete deactivation may optionally be dispensed with. If, for example, the signal level of the transmitting device assigned to the small child is then assigned a weighting factor of 0.1, then the transmitting device of the small child is only activated, when the signal level attenuated by 1/10 is still the highest signal level. Then, the transmission to the receiving devices may take place, taking the weighting factors into consideration, so that the signals of people talking very loud are attenuated and the signals of people speaking very softly are amplified. (emphasis added).

Thus, it is respectfully submitted that the Specification plainly discloses the features of selectively attenuating and selectively amplifying a signal level of each transmitter device in accordance with a respective weighting factor. In other words, it is plainly apparent that the inventors of the present application were in possession of the subject matter claimed.

Accordingly, it is respectfully submitted that the presently pending claims fully comply with the written description requirement.

In view of the foregoing, withdrawal of this rejection is respectfully requested.

III. Conclusion

It is therefore respectfully submitted that all of the presently pending claims are allowable. All issues raised by the Examiner having been addressed, an early and favorable action on the merits is earnestly solicited.

Respectfully submitted,

Date: August 9, 2010

By: /Clifford A. Ulrich/
Clifford A. Ulrich
Reg. No. 42,194

KENYON & KENYON LLP
One Broadway
New York, New York 10004
(212) 425-7200
CUSTOMER NO. 26646